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IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

THOMAS OTTEN ADAMS,  
#100612, PRD SE  
PLAINTIFF

VS.

DAVIDPORT WARDEN II,  
WARDEN III, ET. AL.  
DEFENDANT(S)

Civil Action  
2:06-CV-873-ID

ADD DEFENDANT

Motion by Plaintiff to Add a Defendant

COMES NOW THE PLAINTIFF/PETITIONER, THOMAS OTTEN ADAMS, A STATE PRISONER, who is before this Honorable Court, THE CHIEF UNITED STATES MAGISTRATE JUDGE, CHARLES S. CODY,

THIS PETITIONER RESPECTFULLY REQUESTS THAT BY THE AUTHORITY AND JURISDICTION OF THIS COURT, TO BE ALLOWED TO ADD, MR. CARTER DAVIDPORT- WARDEN II, AS A DEFENDANT.

IN SUPPORT OF THIS MOTION;

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I AM THOMAS ADAMS, PETITIONER, OVER 21 YEARS OLD, A PRO-SE LITIGANT, STATE-PRISONER.

WHO RESPECTFULLY REQUESTS THIS HONORABLE COURT TO ISSUE AN ORDER MAKING, MR. CARTER DAVENPORT- WARDEN II, A PARTY-DEPENDANT TO THIS PRESENT CIVIL ACTION, WHEN DIRECTING THE ISSUANCE AND SERVICE OF PROCESS ON WARDEN DAVENPORT, THE GROUNDS WHEREFORE;

① THIS IS AN ACTION, UNDER 42 U.S.C. § 1983, AS PURSUANT TO ADMINISTRATIVE (AR) REGULATION # 403. SEC. V, (F), (G), WARDEN CARTER DAVENPORT IS/WAS THE "DESIGNEE" OF WARDEN III EUGENE A. MOSLEY.

ON OCTOBER 2, 2006, ACTING IN THE AUTHORITY OF WARDEN MOSLEY'S DESIGNEE, WARDEN CARTER APPROVED THE GUILTY FINDINGS OF CO 1 ANTHONY WILLIAMS, DISCIPLINARY # 06-594, # 06-595, AND # 06-596.

② PETITIONER OBJECTS TO THE FINDINGS OF GUILTY IN DISCIPLINARY # 06-594, ASSAULT ON AN A.D.O.C. OFFICIAL, AND DISCIPLINARY # 06-595, FAILURE TO OBEY A DIRECT ORDER OF AN A.D.O.C. OFFICIAL.

①

EVEN THOUGH THIS PETITIONER IS THE BENEFICIARY AND RECIPIENT OF THE WARDEN DAVENPORT'S KIND AND LENIENT ORDER THAT, "ALL DISCIPLINARY SEGREGATION TIME TO RUN CONCURRENT" (45 DAYS OF DISCIPLINARY SEGREGATION AND LOSS OF ALL PRIVILEGES). PLEASE SEE REPORTS!

I AM NOT GUILTY OF ASSAULT OR FAILURE TO OBEY!

CARTER DAVENPORT, WARDEN III, IS A CITIZEN OF THE UNITED STATES AND A RESIDENT OF THE STATE OF ALABAMA, AS;

MR. CARTER DAVENPORT, WARDEN II  
EASTERNING CORRECTIONAL FACILITY  
200 WALLACE DRIVE  
CCIO, ALABAMA - 36017

WARDEN DAVENPORT IS SUBJECT TO THE JURISDICTION AND AUTHORITY OF THIS COURT, AS TO BOTH SERVICE OF PROCESS AND VENUE, WHO CAN BE MADE A PARTY-DEFENDANT HEREIN, NOT DEPRIVING THIS COURT OF JURISDICTION.

PETITIONER PRAYS THIS MOTION TO ISSUE.

x Thomas Adams -

THOMAS ADAMS - #100612

⑤ ② 5A-18 SEC. UNIT

CERTIFICATE OF SERVICE

I HEREBY CERTIFY, BY SIGNATURE, THAT  
I HAVE MAILED, BY U.S. POSTAL SERVICE, A  
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ADD A DEFENDANT" TO;

MS Kim THOMAS, ATTORNEY  
ALB. DEPT. OF CORRECTIONS / LEGAL  
P.O. Box 301501

MONTGOMERY, ALB. 36130-1501

DONE THIS 4<sup>TH</sup> DAY OF OCTOBER, 2006

Thomas Adams

THOMAS ADAMS - #100612  
SA-18 SECREATION UNIT  
200 WALCARE DRIVE  
CLIO, ALABAMA 36017

PURSUANT TO 28 U.S.C. § 1746 (2), THE  
PENALTY OF PERJURY

(3)

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